

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DOMENICA LEWIS, JEROLD LEWIS,  
DOMENICA LEWIS as guardian ad-litem  
for her minor children, and PROJECT  
SENTINEL,

Plaintiffs,

v.

SILVERTREE MOHAVE  
HOMEOWNERS' ASSOCIATION, INC.,  
CAROL LEE ADAMS, MARILYN  
BLACK, ANAND BHASKARAN, and  
TAMELA DURANT, individually and as  
members of the Board of Directors, and  
DONALD MURPHY individually and  
d/b/a/ MANAGEMENT SOLUTIONS,

Defendants.

No. C 16-03581 WHA

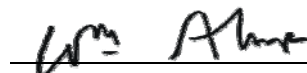
**ORDER RE UNOPPOSED  
MOTION FOR ADMINISTRATIVE  
RELIEF TO MODIFY ORDER  
GRANTING PLAINTIFFS'  
MOTION FOR FINAL APPROVAL  
OF CLASS ACTION  
SETTLEMENT**

The Court is in receipt of plaintiffs' unopposed administrative motion to modify the order granting its motion for final approval of class action settlement (Dkt. No. 107). Plaintiffs request that the remaining \$8,038.98 in the settlement fund be disbursed as *cy-pres* to Olive Children's Foundation in Fremont, California. Our court of appeals has articulated guiding standards for the review of a proposed *cy-pres* award, requiring that it: (1) address the objectives of the underlying statutes, (2) target the plaintiff class, or (3) provide reasonable certainty that any class member will be benefitted. *Six Mexican Workers v. Arizona Citrus Growers*, 904 F.2d 1301, 1307 (9th Cir.1990). The underlying claim in this litigation was that child class members were being harassed by the homeowner's association board for playing in common areas of their

1 condominium complex in Fremont. Olive Children's Foundation provides children with  
2 programs to develop their leadership skills and engagement with the community, which  
3 addresses the objectives of the underlying litigation. Accordingly, to the foregoing extent, the  
4 motion is **GRANTED**.

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6 **IT IS SO ORDERED.**

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8 Dated: June 27, 2019.



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10 WILLIAM ALSUP  
11 UNITED STATES DISTRICT JUDGE  
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